



Docket No.: 025444.1059-US02
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Wing-Kee P. Cho

Application No.: 10/699,987

Art Unit: 1615

Filed: November 3, 2003

Examiner: H. N. Sheikh

For: EXTENDED RELEASE ORAL DOSAGE
COMPOSITION

SECOND PRELIMINARY AMENDMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

Prior to examination on the merits, please amend the above-identified U.S. patent application as follows:

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

05/01/2006 JADDO1 00000098 500740 10699987

01 FC:1201 2600.00 DA
02 FC:1202 2700.00 DA

Remarks/Arguments begin on page 17 of this paper.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and



AMENDMENT TRANSMITTAL LETTER

Docket No.
025444.1059-US02

Application No.
10/699,987

Filing Date
November 3, 2003

Examiner
H. N. Sheikh

Art Unit
1615

Applicant(s): Wing-Kee P. Cho

Invention: EXTENDED RELEASE ORAL DOSAGE COMPOSITION

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	79	- 25 =	54	x 50.00	2,700.00
Independent Claims	18	- 5 =	13	x 200.00	2,600.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					5,300.00

Large Entity Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. 50-0740 in the amount of \$ 5,300.00. A duplicate copy of this sheet is enclosed.

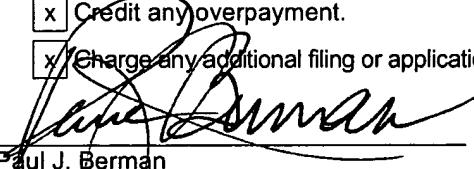
A check in the amount of \$ _____ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 50-0740 as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

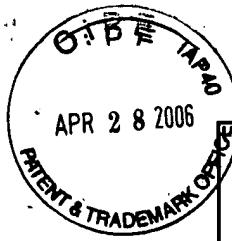
Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.


Paul J. Berman
Attorney/Agent Reg. No.: 36,744

Dated: April 28, 2006

COVINGTON & BURLING
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004-2401
(202) 662-6000

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.



FEE TRANSMITTAL For FY 2006		Complete if Known	
		Application Number	10/699,987
		Filing Date	November 3, 2003
		First Named Inventor	Wing-Kee P. Cho
		Examiner Name	H. N. Sheikh
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Art Unit	1615
TOTAL AMOUNT OF PAYMENT (\$) 5,300.00		Attorney Docket No.	025444.1059-US02

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____
 Deposit Account Deposit Account Number: **50-0740** Deposit Account Name: **Covington & Burling**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		<u>Fees Paid (\$)</u>
	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

<u>Small Entity Fee (\$)</u>
50

25

Each independent claim over 3 (including Reissues)

<u>Fee (\$)</u>
200

100

Multiple dependent claims

<u>Fee (\$)</u>
360

180

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
79	54	50.00	2,700.00

Multiple Dependent Claims

<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
18	13	200.00	2,600.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

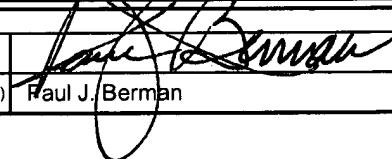
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/50	(round up to a whole number) x	=	

4. OTHER FEE(S)

Non-English Specification: \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

SUBMITTED BY		Registration No. (Attorney/Agent)	Telephone
Signature		36,744	(202) 662-6000
Name (Print/Type)	Paul J. Berman	Date	April 28, 2006

any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-0740.